IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

TUESDAY, THE 23RD OCTOBER 2007 / 1ST KARTHIKA 1929

LA.App..No. 458 of 2002(D)

LAR.22/1998 of ADDL.SUB COURT,PARAVUR
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APPELLANT: RESPONDENT

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

RESPONDENTS: CLAIMANTS
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1. JANAKI AMMA RUGMINI AMMA,
AMBATTU HOUSE, AKAPARAMBU,
ANGAMALI, ALUVA TALUK.

2. A.P.VALSALAKUMARI, AMBATTU HOUSE,
AKAPARAMBU, ANGAMALI, ALUVA TALUK.

3. A.P.LATHA, AMBATTU HOUSE,
AKPARAMBU, ANGAMLI, ALUVA.

4. KOCHI INTERNATIONAL AIRPORT SOCIETY,
ERNAKULAM REP. BY ITS MANAGING DIRECTOR,
V.J.KURIAN.

BY ADV. SRI.N.N.SUGUNAPALAN, SC, KIAS LTD.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 23/10/2007, ALONG WITH LAA NO.877 OF 2003 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.Nos.458, 554, 912 of 2002
135, 295, 455, 827, 877, 929,
1245, 1329,1368, 1389
1403 and 1404 of 2003,
23, 25, 90, 109, 309,
566 & 646 of 2004

Dated this the 23rd day of October, 2007

JUDGMENT

Kurian Joseph,J.

These are appeals filed by the State aggrieved by the enhancement of compensation in the matter of acquisition for the Kochi International Air Port. It has been held by this court in L.A.A.No.412/2001 that enhancement has to be limited to 45% over and above the value awarded by the Land Acquisition Officer. Therefore, all these appeals are partly allowed. The claimants shall be entitled to have the enhancement only to the tune of 45% over and above the value fixed by the Land Acquisition Officer. Learned counsel for some other respondents submit that in some of the cases they have not been granted interest on solatium. Being a settled position we make it clear that the claimants shall be entitled to interest on solatium.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

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